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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/731,330 | 12/05/2000 | Gerhard Siemens | 00 P 9051 US | 8772 |

7590 06/10/2004

Siemens Corporation
Intellectual Property Department
186 Wood Avenue South
Iselin, NJ 08830

EXAMINER

LE, DANH C

| ART UNIT | PAPER NUMBER |
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2683

DATE MAILED: 06/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/731,330

Applicant(s)

SIEMENS, GERHARD

Examiner

DANH C LE

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 March 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-16 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 11-16 is/are allowed.
- 6) ☒ Claim(s) 1,3 and 10 is/are rejected.
- 7) ☒ Claim(s) 4-9 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. **Claims 1, 3 and 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Makino (US 4,682,351) in view of Bertocci (US 6,029,071) and Conklin (US 6,665,534).**

As to claim 1, Makino teaches the method to provide a hierarchical call control suitable for a cordless telephone system having a base station operable in a standard mode communicatively coupled to a plurality of mobile units, comprising:

receiving a call;

identifying a phone number associated with the call;

forwarding the call to a specific mobile unit based upon the priority (col.2, lines 34-54, col.4, lines 20-62)

Makino fails to teach a base station operates in the broadcast mode and identifying a priority level associated with the number. Bertocci teaches a base station operates in the broadcast mode (col.7, lines 9-25). Conklin teaches identifying a priority level associated with the number (col.3, line 6-col.4, line 57). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teaching of Bertocci and Conklin into the system of Makino in order to

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process incoming calls as a function of this desired privacy and the priority of the incoming call.

As to claim 3, the combination of Makino, Bertocci and Conklin further teaches placing the plurality of mobile units in a receiving mode (Makino, col.1, lines 36-62).

As to claim 10, the combination of Makino, Bertocci and Conklin further teaches method as recited in claim 1, wherein said specific mobile unit is associated only with a particular mobile unit identifier (Makino, col.2, lines 34-54).

Allowable Subject Matter

3. Claims 2, 4-9 are objected in the previous Office Action.
4. Claims 11-16 are allowed in the previous Office Action.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

A. Bushnell (US 6,519,335) teaches the apparatus, method and system for personal telecommunication incoming call screening and alerting for call waiting application.

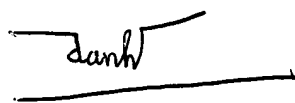
B. Heinonen et al (US 6,671,370) teaches the method and apparatus enabling a calling telephone handset to choose ringing indication to be play and/or show at a receiving telephone handset.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to DANH C LE whose telephone number is 703-306-0542. The examiner can normally be reached on 8:00AM-5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, WILLIAM TROST can be reached on 703-308-5318. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Danh C.Le



WILLIAM TROST
SUPERVISORY PATENT EXAMINER
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